

EXHIBIT D

Adam Wolek (*pro hac vice*)
Taft Stettinius & Hollister LLP
111 E. Wacker Drive, Suite 2800
Chicago, Illinois 60601
Tel: 312.836.4063
Fax: 312.966.8598
awolek@taftlaw.com

DAVID A. MAKMAN (SBN 178195)
david@makmanlaw.com
LAW OFFICES OF DAVID A. MAKMAN
655 Mariner's Island Blvd, Suite 306
San Mateo, CA 94404
Telephone: (650) 242-1560
Facsimile: (408) 716-3052

*Attorneys Appearing in a Limited Capacity for
Counter-Defendants Boon Global Limited, F8
Vietnam Company Limited, California Fitness &
Yoga Centers, California Management Group,
and Randy Dobson*

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

PARKRIDGE LIMITED, a Hong Kong corporation, by
Mabel Mak, and MABEL MAK, an individual,
Plaintiffs,

v.

INDYZEN, INC., a California corporation, and PRAVEEN
NARRA KUMAR, an individual,
Defendants.

INDYZEN, INC., a California corporation, and PRAVEEN
NARRA KUMAR, an individual,

Counter-Plaintiffs,

v.

PARKRIDGE LIMITED, a Hong Kong corporation, BOON
GLOBAL LIMITED, a Hong Kong corporation, F8
VIETNAM COMPANY LIMITED, a Vietnam company,
CALIFORNIA FITNESS & YOGA CENTERS, an entity of
unknown form, CALIFORNIA MANAGEMENT GROUP,
an entity of unknown form, and RANDY DOBSON, an
individual,

Counter-Defendants.

Case No. 16-cv-07387

**[PROPOSED] ORDER
GRANTING F8 VIETNAM
COMPANY LIMITED'S MOTION
TO DISMISS INDYZEN'S
PETITION TO COMPEL
ARBITRATION PURSUANT TO
FRCP 12(b)(2), 12(b)(3), AND
(12)(b)(6)**

Date: February __, 2018
Time: N/A
Dept.: N/A
Judge: Hon. Jeffrey S. White

[PROPOSED] ORDER

This matter having come before the Court on Counter-Plaintiff Indyzen, Inc.'s ("Indyzen") Petition to Compel Arbitration (the "Petition") as to F8 Vietnam Company Limited ("F8"), due notice having been given, and the Court being fully advised,

IT IS HEREBY ORDERED:

1. F8's Motion to Dismiss the Petition is hereby GRANTED. This Court does not have personal jurisdiction and venue over F8 as required by Federal Rules of Civil Procedure 12(b)(2) and 12(b)(3). Furthermore, to the extent that this Court has jurisdiction, the Petition should also be dismissed pursuant to Federal Rule of Civil Procedure 12(b)(6) for failure to properly state a claim. Indyzen's claims against F8 fall outside the scope of the arbitration clause agreed to by Indyzen and Parkridge Limited.

2. F8 is dismissed from this matter with prejudice.

Dated: _____

HONORABLE JEFFREY S. WHITE
UNITED STATES DISTRICT JUDGE